

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WISCONSIN

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CAMBRIANS FOR THOUGHTFUL  
DEVELOPMENT, U.A., JOHN MUELLER,  
and LEONORE NEUMANN,

Plaintiffs,

v.

Case No. 09-C-0139-C

DIDION MILLING, INC., and  
DIDION ETHANOL, LLC

Defendants.

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NOTICE OF SUPPLEMENTAL AUTHORITY

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Plaintiffs, Cambrians for Thoughtful Development, U.A., John Mueller, and Leonore Neumann (collectively, "Plaintiffs," or "Cambrians"), by their attorneys, McGillivray Westerberg & Bender LLC, submit the following additional authority in support of their Motion for Summary Judgment (Dkt. 18):

*Concerned Citizens Around Murphy v. Murphy Oil USA, Inc.*, Case No. 08-4986, 2010 U.S. Dist. LEXIS 10311 (E.D.La. Feb. 4, 2010). This case provides persuasive authority on standing and liability in a recent Clean Air Act citizen suit.

Dated this 10<sup>th</sup> day of February, 2010.

Attorneys for Plaintiffs  
**McGILLIVRAY WESTERBERG & BENDER LLC**

/s/Christa Westerberg \_\_\_\_\_

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CAMBRIANS FOR THOUGHTFUL  
DEVELOPMENT, U.A., JOHN MUELLER,  
LEONORE NEUMANN,

Plaintiffs,

v.

Case No. 3:09-cv-139

DIDION MILLING, INC.,  
DIDION ETHANOL, LLC,

Defendant.

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**CERTIFICATE OF SERVICE**

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I hereby certify that on February 10, 2010, I caused a true and correct copy of Plaintiffs' Notice of Supplemental Authority to be served upon all of the parties appearing in this cause of action by e-mail addressed to the following through this Court's CM/ECF system per Local Rule 5.1:

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/s/Christa Westerberg  
Christa Westerberg